

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

SLEEPY'S, LLC,

Plaintiff,

- against -

SELECT COMFORT WHOLESALE  
CORPORATION, SELECT COMFORT RETAIL  
CORPORATION and SELECT COMFORT  
CORPORATION,

Defendants.

Civil Action No.

07 CV 4018 (Platt, J.)(Lindsay M.J.)

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that upon the Memorandum & Order of Special Master Stephen G. Crane, dated February 27, 2012 (Docket No. 687), Defendant's Motion to Adopt and Modify the Special Master's Memorandum & Order on Defendant's Motion to Exclude Testimony and Evidence Regarding Plaintiff's Shop Reports, and all prior pleadings and proceedings had herein, Defendants Select Comfort Wholesale Corporation, Select Comfort Retail Corporation, and Select Comfort Corporation move this Court for an Order Modifying and Adopting the Special Master's Memorandum & Order on Defendant's Motion to Adopt and Modify the Special Master's Memorandum & Order on Defendant's Motion to Exclude Testimony and Evidence Regarding Plaintiff's Shop Reports, dated February 27, 2012, ruling on Defendant's Motion to Exclude Testimony and Evidence Regarding Plaintiff's Shop Reports, and granting such other and further relief as this Court may deem just and proper.

Date: March 5, 2012

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